

It seems to be the Examiner's position that amending a claim, utilizing language that clearly has support in the Specification, can be proper only if the exact claim language appears in the Specification – unless applicant's attorney misunderstands the Examiner's position. It was pointed out to her at the time that both in applicant's Figure 1, but especially in Figure 2, the paper calendar 101 is clearly serving as a screen to receive the light image shown as being projected by means of dash line symbols from the projector 106. The paper calendar clearly receives the light image message "meet with manager at 12:00" under the date of April 10. It should be noted that the aforesaid light image on the calendar 101 (screen) is, for example, a reproduction of the same image 208 shown on the screen of computer calendar 104 in Figure 2.

Reproduced below is a clear description in the Specification at page 3 supporting the amended claim language:

If a person owns a paper calendar that is not connected to the Internet in any way, there can be a video camera that will record what the person writes down on that calendar. This will help the person be able to keep track of dates in case something happens to the calendar or for businesses to be able to expand. In order to display on this calendar data that is stored in some other user's computer, ~~calendars~~ calendar, one can use a special projector that projects information on the calendar in specified places (like a movie is displayed on a screen). The technique for such projecting on a curved restricted area is described in another patent application Serial No. 09/437,621.

Accordingly, it is applicant's position that manifestly the language now appearing in claim 1 is unequivocally supported by the drawings, particularly Figure 2, and by the language of the Specification at page 3 noted above. Therefore, no new matter has been introduced.

The drawings were objected to under 37 CFR 1.83(a) wherein the Examiner seems to take the position that since the claims are calling for a first calendar and a second calendar they must be specifically labeled as such, or the features cancelled from the claims. The Examiner also rejected claims 1-2 and 4-8 under 35 U.S.C. 112, first and second paragraphs.

Applicant's attorney takes issue with this objection to the drawings and the rejection of the claims under 35 U.S.C. 112 inasmuch as it would eliminate the use of legitimate generic language in the claims. It is clear that the "first calendar" would be the calendar 101, which is, formed of "light-image-responsive material," e.g. paper; and therefore the language specifically defines that calendar. However, a "second calendar" can be any one of the other calendars, e.g. computer calendars of different types, as depicted in the Figures 1 and 2. Therefore it is inappropriate to place a label of "second" on any particular one of those other calendars thereby to restrict the claim language to a particular one.

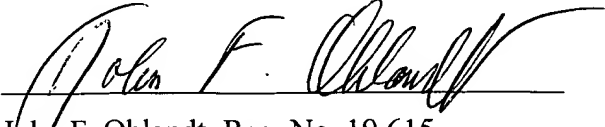
Accordingly, there can be no question that the Examiner's objection to the drawings is not sustainable since the drawings do show the features being claimed as explained without any need for inappropriate and limiting labeling. Moreover, the rejections under 35 U.S.C. 112 are unsustainable because the claim language is entirely supported by the Specification, particularly at the page 3 description, and clearly defines the invention as described by reference to Figure 2 and the paragraph at page 3 of the Specification.

As to the point that Examiner makes to the reference to a "smart calendar" on page 4, line 5, the use of the term "smart" has no material significance and is unrelated to the claims.

All of the reasons advanced above rebut the Examiner's positions on 1) new matter introduced by the amended claim 1 language; 2) the objection to the drawings in this case, and 3) the rejection of claims 1, 2 and 4-8 under 35 U.S.C. 112 as failing to comply with the written description requirement and the requirement to distinctly claim the subject matter. Accordingly, this application is considered to be in condition for issue.

Respectfully submitted,

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